

AKERMAN LLP

1635 VILLAGE CENTER CIRCLE, SUITE 200  
LAS VEGAS, NEVADA 89134  
TEL.: (702) 634-5000 – FAX: (702) 380-8572

1 NATALIE L. WINSLOW, ESQ.  
Nevada Bar No. 12125  
2 REX D. GARNER, ESQ.  
Nevada Bar No. 9401  
3 AKERMAN LLP  
1635 Village Center Circle, Suite 200  
4 Las Vegas, NV 89134  
Telephone: (702) 634-5000  
5 Facsimile: (702) 380-8572  
Email: natalie.winslow@akerman.com  
6 Email: rex.garner@akerman.com

7 *Attorneys for The Bank of New York Mellon fka*  
8 *The Bank of New York, as Trustee for the*  
9 *Certificateholders of CWALT, Inc., Alternative*  
*Loan Trust 2005-3CB, Mortgage Pass-Through*  
*Certificates, Series 2005-3CB*

10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF NEVADA

12  
13 THE BANK OF NEW YORK MELLON FKA  
14 THE BANK OF NEW YORK, AS TRUSTEE  
15 FOR THE CERTIFICATEHOLDERS OF  
16 CWALT, INC., ALTERNATIVE LOAN  
TRUST 2005-3CB, MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES 2005-  
3CB,

17 Plaintiff,

18 vs.

19 FRANCESCA FALCO; SFR INVESTMENTS  
20 POOL 1, LLC; LAMPLIGHT SQUARE AT  
CORONADO RANCH, LLC; DOE  
21 INDIVIDUALS I-X, inclusive, and ROE  
CORPORATIONS I-X, inclusive,

22 Defendants.

Case No.: 2:17-cv-00441-RFB-NJK

**JOINT MOTION AND PROPOSED  
ORDER TO EXTEND DISPOSITIVE  
MOTION DEADLINE**

**(FIRST REQUEST)**

SFR INVESTMENTS POOL 1, LLC,  
Counter/Crossclaimant,

vs.

THE BANK OF NEW YORK MELLON FKA  
THE BANK OF NEW YORK, AS TRUSTEE  
FOR THE CERTIFICATEHOLDERS OF  
CWALT, INC., ALTERNATIVE LOAN  
TRUST 2005-3CB, MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES 2005-  
3CB; FRANCESCA FALCO, an individual,

Counter/Crossdefendants.

The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of CWALT, Inc., Alternative Loan Trust 2005-3CB, Mortgage Pass-Through Certificates, Series 2005-3CB (**BoNYM**), SFR Investments Pool 1, LLC (**SFR**), and Lamplight Square at Coronado Ranch, LLC (**Lamplight**), file this stipulation to request the court to extend the dispositive motions deadline by 120 days.

1. On December 9, 2019, the court stayed the case pending the outcome of the Nevada supreme court's decision on the *Jessup* rehearing. (ECF No. 60).

2. The Nevada supreme court's issued an unpublished decision on the *Jessup* rehearing on May 7, 2020.

3. Per this court's order (ECF No. 60), renewed summary judgment motions are due within 30 days of *Jessup's* rehearing decision, which would be on or before June 8, 2020.

4. The loan at issue in this lawsuit is part of multi-property settlement negotiations between the parties. The parties to the settlement have executed the settlement agreement, and while a condition precedent was anticipated to be fulfilled and the settlement complete by now, the COVID-19 pandemic resulted in an inability to fulfill the condition precedent. An extension has been granted between the parties to allow for fulfillment of the condition precedent. The parties anticipate completion within the 120 days.

5. Accordingly, the parties jointly request an extension from June 8, 2020 to October 8, 2020 to provide the court with a status report.

This stipulation is made in good faith and not for the purpose of delay.

DATED this 19th day of May, 2020.

<p><b>AKERMAN LLP</b></p> <p><u>/s/ Rex D. Garner</u></p> <p>NATALIE L. WINSLOW, ESQ. Nevada Bar No. 12125 REX D. GARNER, ESQ. Nevada Bar No. 9401 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134</p> <p><i>Attorneys for The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of CWALT, Inc., Alternative Loan Trust 2005-3CB, Mortgage Pass-Through Certificates, Series 2005-3CB</i></p>	<p><b>KIM GILBERT EBRON</b></p> <p><u>/s/ Jacqueline A. Gilbert</u></p> <p>DIANA S. EBRON, ESQ. Nevada Bar No. 10580 JACQUELINE A. GILBERT, ESQ. Nevada Bar No. 10593 KAREN L. HANKS, ESQ. Nevada Bar No. 9578 7625 Dean Martin Drive, Suite 110 Las Vegas, Nevada 89139</p> <p><i>Attorneys for SFR Investments Pool 1, LLC</i></p>
<p><b>BOYACK ORME &amp; ANTHONY</b></p> <p><u>/s/ Patrick A. Orme</u></p> <p>EDWARD D. BOYACK, ESQ. Nevada Bar No. 5229 PATRICK A. ORME, ESQ. Nevada Bar No. 7853 7432 W. Sahara Avenue, Suite 101 Las Vegas, NV 89117</p> <p><i>Attorneys for Lamplight Square at Coronado Ranch, LLC</i></p>	

IT IS SO ORDERED.

  
 RICHARD F. BOULWARE, II  
 UNITED STATES DISTRICT JUDGE  
 Case No.: 2:17-cv-00441-RFB-NJK

DATED: May 28, 2020.